

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:)	Group Art Unit: Not Yet Assigned
)	
MAGILL et al.)	Examiner: Not Yet Assigned
)	
Serial No.: Not Yet Assigned)	<u>INFORMATION DISCLOSURE</u>
)	<u>STATEMENT</u>
Filed: Herewith)	
)	
Atty. File No.: 3944-13-CIP-1)	Express Mail Label: EV368035947US
)	
For: "A PROCESS AND APPARATUS)	
FOR IMPROVING AND)	
CONTROLLING THE VULCANIZA-)	
TION OF NATURAL AND)	
SYNTHETIC RUBBER)	
COMPOUNDS")	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The references cited on attached Form PTO-1449 are being called to the attention of the Examiner.

☒ Copies of the cited foreign patents and/or non-patent references are enclosed herewith.

☒ Copies of the cited U.S. patents and/or U.S. patent application publications are not enclosed

in accordance with the waiver dated July 11, 2003, whereby patent applications filed after June 30, 2003 and international applications that have entered the national stage under 35 U.S.C. § 371 after June 30, 2003 need not submit copies of U.S. patents and U.S. patent application publications.

☐ Are not enclosed, in accordance with 37 C.F.R. 1.98(d), because the references were submitted to the U.S. Patent and Trademark Office in prior application Serial No. _____ filed _____, which is relied upon for an earlier filing date under 35 U.S.C. § 120.

☐ To the best of applicants' belief, the pertinence of the foreign-language references are believed to be summarized in the attached English abstracts and in the figures, although applicants do not necessarily vouch for the accuracy of the translation.

☒ Examiner's attention is drawn to the following co-pending applications, copies of which have been or are being submitted:

Serial No. 10/666,433 filed September 18, 2003 (Atty. Dckt. No. 3944-13-CIP)

Serial No. 10/267,197 filed October 8, 2002 (Atty. Dckt. No. 3944-13)

Serial No. 10/102,614 filed March 19, 2002 (Atty. Dckt. No. 3944-6)

Submission of the above information is not intended as an admission that any item is citable under the statutes or rules to support a rejection, that any item disclosed represents analogous art, or that those skilled in the art would refer to or recognize the pertinence of any reference without the benefit of hindsight, nor should an inference be drawn as to the pertinence of the references based on the order in which they are presented. Submission of this statement should not be taken as an indication that a search has been conducted, or that no better art exists.

It is respectfully requested that the cited information be expressly considered during the prosecution of this application and the references made of record therein.

FEES

<input checked="" type="checkbox"/>	<p>37 CFR 1.97(b): No fee is believed due in connection with this submission, because the information disclosure statement submitted herewith is satisfies one of the following conditions ("X" indicates satisfaction):</p> <p><input checked="" type="checkbox"/> Within three months of the filing date of a national application other than a continued prosecution application under 37 CFR 1.53(d), or</p> <p><input type="checkbox"/> Within three months of the date of entry into the national stage of an international application as set forth in 37 CFR 1.491 or</p> <p><input type="checkbox"/> Before the mailing date of a first Office Action on the merits, or</p> <p><input type="checkbox"/> Before the mailing of a first Office action after the filing of a Request for Continued Examination (RCE) under 37 CFR 1.114.</p> <p>Although no fee is believed due, if any fee is deemed due in connection with this submission, please charge such fee to Deposit Account 19-1970.</p>
<input type="checkbox"/>	<p>37 CFR 1.97(c): The information disclosure statement transmitted herewith is being filed after all the above conditions (37 CFR 1.97(b)), but before the mailing date of one of the following conditions:</p> <p>(1) a final action under 37 C.F.R. 1.113 or</p> <p>(2) a notice of allowance under 37 C.F.R. 1.311, or</p> <p>(3) an action that otherwise closes prosecution in the application.</p> <p>This Information Disclosure Statement is accompanied by:</p> <p><input type="checkbox"/> A Certification (below) as specified by 37 C.F.R. 1.97(e). Although no fee is believed due, if any fee is deemed due in connection with this submission, please charge such fee to Deposit Account 19-1970.</p> <p style="text-align: center;">OR</p> <p><input type="checkbox"/> A check in the amount of \$180.00 for the fee set forth in 37 C.F.R. 1.17(p) for submission of an information disclosure statement. Please credit any overpayment or charge any underpayment to Deposit Account No. 19-1970.</p>
<input type="checkbox"/>	<p>37 CFR 1.97(d): This Information Disclosure Statement is being submitted after the period specified in 37 CFR 1.97(c).</p> <p><input type="checkbox"/> This information Disclosure Statement includes a Certification (below) as specified by 37 C.F.R. 1.97(e)</p> <p style="text-align: center;">AND</p> <p><input type="checkbox"/> Applicants hereby requests consideration of the reference(s) disclosed herein. Enclosed is the fee in the amount of \$180.00 under 37 C.F.R. 1.17(p). Please credit any overpayment or charge any underpayment to Deposit Account No. 19-1970. Please credit any overpayment or charge any underpayment to Deposit Account No. 19-1970.</p> <p>Election to pay the fee should not be taken as an indication that applicant(s) cannot execute a certification.</p>

Certification (37 C.F.R. 1.97(e))
(Applicable only if checked)

☐ The undersigned certifies that:

☐ Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement. 37 C.F.R. 1.97(e)(1).

☐ A copy of the communication from the foreign patent office is enclosed.

OR

☐ No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of this statement. 37 C.F.R. 1.97(e)(2).

Respectfully submitted,

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FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)	ATTY. DOCKET NO. 3944-13-CIP-1	SERIAL NO. Not Yet Assigned
	APPLICANT VAN DOREN et al.	
	FILING DATE Herewith	GROUP ART

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROP.
	1	6,472,885	10/29/2002	Green et al.	324	638	
	2	10/102,614		Magill			3/19/2002
	3	09/815,342		Van Doren et al.			3/21/2001
	4	6,043,308	3/28/2000	Tanahashi et al.	524	495	
	5	5,996,006	11/30/1999	Speicher	709	218	
	6	5,961,913	10/5/1999	Haase	264	326	
	7	5,898,309	4/27/199	Becker et al.	324	689	
	8	5,874,832	2/23/1999	Gabelich	324	688	
	9	5,872,447	2/16/1999	Hager, III	324	71.1	
	10	5,749,986	5/12/1998	Wyatt	156	64	
	11	5,569,591	10/29/1996	Kell et al.	435	29	
	12	5,528,155	6/18/1996	King et al.	324	713	
	13	5,521,515	5/28/1996	Campbell	324	674	
	14	5,486,319	1/23/1996	Stone et al.	264	406	
	15	5,459,406	10/17/1995	Louge	324	688	
	16	5,453,689	9/26/1995	Goldfine et al.	324	239	
	17	5,317,252	5/31/1994	Kranbuehl	324	71.7	
	18	5,283,731	2/1/1994	Lalonde et al.	364	401	
	19	5,223,796	6/29/1993	Waldman et al.	324	687	
	20	5,219,498	6/15/1993	Keller et al.	264	40.2	
	21	5,208,544	5/4/1993	McBrearty et al.	324	687	
	22	5,207,956	5/4/1993	Kline et al.	264	40.6	
	23	5,201,956	4/13/1993	Humphrey et al.	118	716	
	24	5,184,077	2/2/1993	Day et al.	324	693	
	25	5,032,525	7/16/1991	Lee et al.	436	55	
	26	5,008,307	4/16/1991	Inomata	523	220	

EXAMINER	DATE CONSIDERED
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	

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	2	10/102,614		Magill			3/19/2002
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	6	5,961,913	10/5/1999	Haase	264	326	
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	13	5,521,515	5/28/1996	Campbell	324	674	
	14	5,486,319	1/23/1996	Stone et al.	264	406	
	15	5,459,406	10/17/1995	Louge	324	688	
	16	5,453,689	9/26/1995	Goldfine et al.	324	239	
	17	5,317,252	5/31/1994	Kranbuehl	324	71.7	
	18	5,283,731	2/1/1994	Lalonde et al.	364	401	
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	20	5,219,498	6/15/1993	Keller et al.	264	40.2	
	21	5,208,544	5/4/1993	McBrearty et al.	324	687	
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	25	5,032,525	7/16/1991	Lee et al.	436	55	
	26	5,008,307	4/16/1991	Inomata	523	220	

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	APPLICANT MAGILL et al.	
	FILING DATE Herewith	GROUP ART

	27	4,881,025	11/4/189	Gregory	324	61 R	
	28	4,868,769	9/19/1989	Persson	364	550	
	29	4,777,431	10/11/1988	Day et al.	324	61 P	
	30	4,773,021	9/20/1988	Harris et al.	364	476	
	31	4,723,908	2/9/1988	Kranbuehl	432	37	
	32	4,676,101	6/30/1987	Baughman	73	304 C	
	33	4,551,807	Nov. 5, 1985	Hsich et al.	364	473	
	34	4,551,103	11/5/1985	Vitale	434	225	
	35	4,515,545	5/7/1985	Hinrichs et al.	425	143	
	36	4,510,436	4/9/1985	Raymond	324	61 P	
	37	4,510,103	4/9/1985	Yamaguchi et al.	264	40.2	
	38	4,496,697	1/29/1985	Zsolnay et al.	526	60	
	39	4,448,943	5/15/1984	Golba et al.	526	59	
	40	4,433,286	2/21/1984	Capots et al.	324	61 R	
	41	4,423,371	12/27/1983	Senturia et al.	324	61 R	
	42	4,399,100	8/16/1983	Zsolnay et al.	422	62	
	43	4,381,250	4/26/1983	Rittenhouse	252	182.1	
	44	4,373,092	2/8/1983	Zsolnay	528	481	
	45	4,344,142	8/10/1982	Diehr, II et al.	364	473	
	46	4,338,163	7/6/1982	Rittenhouse	204	2.1	
	47	4,331,516	5/25/1982	Meighan	204	2.1	
	48	3,985,712	10/12/1976	Garst	260	75 M	
	49	3,879,644	4/22/1975	Malthy	317	246	
	50	3,781,672	12/25/1973	Malthy et al.	324	61 R	
	51	3,778,705	12/11/1973	Malthy	324	61 R	
	52	3,753,092	8/14/1973	Ludlow et al.	324	61 R	
	53	3,746,975	7/17/1973	Malthy	324	65 R	
	54	2,765,219	10/2/1956	Shawhan	23	253	

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FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION	
							YES	NO
	55	EP 1 050 888 A1	Nov. 3, 2000	Europe	H01B	1/20		
	56	EP 0 743 153 A1	Nov. 20, 1996	Europe	B29C	35/02		
	57	EP 0 540 103 B1	Feb. 7, 1996	Europe	C08K	5/3415		
	58	WO 99/13346	Mar. 18, 1999	PCT	G01R	27/04		

OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)

	59	"Automatic, Computer Controlled, Processing of Advanced Composites"; <i>Defense Small Business Innovation Research (SBIR) Program</i> ; April 7, 1988; 25 pgs.
	60	Baumgartner et al.; "Computer Assisted Dielectric Cure Monitoring in Material Quality and Cure Process Control"; <i>SAMPE Journal</i> ; July/August 1983; pgs. 6-16
	61	Buczek; "Considerations in the Dielectric Analysis of Composites"; <i>40th International SAMPE Symposium</i> ; May 8-11, 1995; pgs. 696-710
	62	Buczek; "Self-Directed Process Control System for Epoxy Matrix Composites"; <i>40th International SAMPE Symposium</i> ; May 8-11, 1995; 8 pgs.
	63	"Critical Point Control/Statistical Quality Control Software Module"; <i>Micromet Instruments</i> ; 1993; 2 pgs.
	64	Desanges; "Changes in the Electrical Properties of Natural Rubber/Carbon Black Compounds During Vulcaniation"; <i>Revue Generale du Caoutchouc</i> ; December 1957; 34(12); pgs. 631-649
	65	"Dielectric Cure Testing on Polyester Bulk Molding Compound"; <i>Holometrix Micromet</i> ; 2001; 3 pgs.; http://www.holometrix.com/holometrix/materialtest.asp
	66	"Dielectric Sensors"; <i>NETZSCH</i> ; February 21, 2002; pgs.
	67	"Eumetric System III Microdielectrometer..."; <i>Holometrix Micromet</i> ; 2001; 5 pgs.
	68	"ICAM-1000 - In-mold Monitoring For SPC, SQC, and CPC (Critical Point Control) of Thermoset Molding Operations"; <i>Micromet Instruments, Inc.</i> ; at least as early as March 1990; 4 pgs.
	69	"ICAM-1000 Industrial Cure Analysis & Monitoring System"; <i>Micromet Instruments, Inc.</i> ; August 1, 1991; 1 pg.
	70	"ICAM-2000 Multi-Channel Cure Analyzer"; <i>Micromet Instruments</i> ; 1993; 2 pgs.
	71	Johnson et al.; "Production Implementation of Fully Automated, Closed Loop cure Control for Advanced Composite Structures"; <i>34th International SAMPE Symposium</i> ; May 8-11, 1989; pgs. 373-384

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72	Keller et al.; "Computer Controlled Processing of Composites Utilizing Dielectric Signature Curves"; <i>SAMPE Journal</i> ; September/October 1992; 28(5); pgs. 25-33
73	Keller et al.; "Real Time, In-Situ Dielectric Monitoring of Advanced Composites Curing Processes"; <i>Programmed Composites, Inc.</i> ; August 1, 1987; 63 pgs.
74	Khastgir; "A Comparative Study of Step Curing and Continuous Curing Methods"; <i>Rubber World</i> ; January 1994; pgs. 28-31
75	"Lockheed Signature Process Control for Composites Proposal"; <i>Ketema Programmed Composites, Inc.</i> ; July 1, 1993; pgs. 1-12
76	"MDE Series 10 Cure Monitor"; <i>Holometrix Micromet</i> ; at least as early as March 15, 2000; 2 pgs.
77	"Mono-Probe"; <i>TYT-NAM-MON</i> ; October 27, 2000; 1 pg.
78	"Northrop Aircraft Division RTM System Proposal"; <i>Ketema Programmed Composites, Inc.</i> ; April 1, 1993; 13 pgs.
79	"Notification of Transmittal of the International Search Report or the Declaration" from the Patent Cooperation Treaty in International Patent Application No. PCT/US02/32480 filed October 9, 2002.
80	O'Connor et al.; "Update to the June 1990 Confidential Descriptive Memorandum"; <i>Micromet Instrument, Inc.</i> ; December 1, 1990; 17 pgs.
81	Persson; "A Novel Method of Measuring Cure - Dielectric Vulcanometry"; <i>Plastics and Rubber Processing and Applications</i> ; 1987; 7(2); pgs. 111-125
82	"Product Selection Grid"; <i>Holometrix Micromet</i> ; 2001; 1 pg.; http://www.holometrix.com/holometrix/m_prgrid.asp
83	Rajeshwar; "AC Impedance Spectroscopy of Carbon Black-Rubber Composites"; <i>Department of Chemistry and Biochemistry at The University of Texas at Arlington</i> ; September 21-24, 1999; 13 pgs.
84	SmartTrac Advertisement, <i>Automotive News</i> ; May 21, 2001, 1 pg.
85	"SmartTrac"; <i>Innovative Aftermarket Systems, Inc.</i> ; 2001; 2 pgs. http://www.ias-inc.net/pages/products/smart.html
86	"Textron Aerostructures Autoclave Process Control Proposal"; <i>Ketema Programmed Composites, Inc.</i> ; February 12, 1993; 16 pgs.
87	"The Eumetric System III Microdielectrometer"; <i>Micromet Instruments, Inc.</i> ; September 1991; 4 pgs.
88	"Thermokinetics"; <i>NETZSCH</i> ; November 8, 2001; 2 pgs.
89	"Tool Mount Sensors"; <i>NETZSCH</i> ; February 21, 2002; 2 pgs.
90	"Vulcanization of Natural Rubber"; <i>NETZSCH</i> ; November 8, 2001; 2 pgs.

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